

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

JUDGMENT IN A CRIMINAL CASE

V.

CASE Number: 07-50112-01

USM Number:

DE'LISA R. MITCHELL

(Name of Defendant)

Betty Marak (FPD)

(Defendant's Attorney)

THE DEFENDANT:☒ Plead guilty to count(s) ONE THROUGH TEN☐ pleaded nolo contendere to count(s) _____ which was accepted by the court.☐ Was found guilty on count(s) _____ after a plea of not guilty.

Accordingly, the court has adjudicated that the Defendant is guilty of the following offenses:

| <u>Title & Section</u> | <u>Nature of Offense</u> | <u>Date Offense Concluded</u> | <u>Count Number(s)</u> |
|--------------------------------|------------------------------|-----------------------------------|----------------------------|
| 18 USC 641 | LARCENY | 12-24-07 | ONE |
| 18 USC 641 | LARCENY | 03-02-07 | TWO |
| 18 USC 641 | LARCENY | 03-02-07 | THREE |
| 18 USC 641 | LARCENY | 03-16-07 | FOUR |
| 18 USC 641 | LARCENY | 03-20-07 | FIVE |
| 18 USC 641 | LARCENY | 04-04-07 | SIX |
| 18 USC 641 | LARCENY | 05-01-07 | SEVEN |
| 18 USC 641 | LARCENY | 05-08-07 | EIGHT |
| 18 USC 641 | LARCENY | 05-08-07 | NINE |
| 18 USC 641 | LARCENY | 05-11-07 | TEN |

The Defendant is sentenced as provided in pages 2 through 2 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ The Defendant has been found not guilty on count(s) _____.☐ Count(s) __ (is) (are) dismissed on motion of the United States.

IT IS ORDERED that the Defendant must notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the Defendant must notify the court and United States Attorney of any material change in the Defendant's economic circumstances.

June 20, 2008

Date of Imposition of Judgment

Mark L. Hornsby, United States Magistrate Judge

Name and Title of Judicial Officer

June 27, 2008

Date Signed



MARK L. HORNSBY
UNITED STATES MAGISTRATE JUDGE

AO 245B (REV. 6/05) SHEET 4 - PROBATION

DEFENDANT: DE'LISA R. MITCHELL
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JUDGMENT PAGE 2 OF 2**PROBATION**

As to each of Counts One through Ten, Defendant is sentenced to supervised probation for a term of five (5) years. The terms of supervised probation shall be concurrent for a total term of five (5) years with the following Special Conditions.

1. Defendant is ordered to pay restitution in the amount of \$5,989.34, to be paid immediately, to the following victim:

NAF Financial Management Branch
Box 59
BAFB, LA 7110-5000
Attn: Lodging Fund
2. Fine is waived considering the amount of the restitution ordered. The Court also waives the interest and penalty requirement in this case. Any federal income tax refund payable to the Defendant from the Internal Revenue Service is ordered to be turned over to the Clerk of Court to be applied toward any outstanding financial obligations ordered by the Court. The Defendant is ordered to pay a Special Assessment to the Crime Victim Fund of \$25 per count for a total of \$250 due immediately to the Clerk of Court.
3. Defendant shall be subject to financial disclosure throughout the period of supervised probation, and shall provide U.S. Probation with all requested financial documentation. The Defendant shall report all household income to U.S. Probation as requested.
4. Defendant shall make monthly payments at a rate of not less than 10% of Defendant's gross monthly income, to be paid to the Clerk of Court for disbursement to the victim in this case. Payment shall begin within 30 days of the date of this judgment.
5. Defendant shall notify the U.S. Attorney for this district within 30 days of any change of mailing or residence address that occurs while any portion of the financial obligation ordered by the Court remains outstanding.

The Defendant must report to the probation office in the district to which the Defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

The Defendant shall not commit another federal, state, or local crime.

The Defendant shall not unlawfully possess a controlled substance. The Defendant shall refrain from any unlawful use of a controlled substance. The Defendant shall submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

- ☒ **The above drug testing condition is suspended based on the court's determination that the Defendant poses a low risk of future substance abuse.**
☒ **The Defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.**
☐ The Defendant shall cooperate in the collection of DNA as directed by the probation officer.
☐ The Defendant shall register with the state sex offender registration agency in the state where the Defendant resides, works, or is a student, as directed by the probation officer.
☐ The Defendant shall participate in an approved program for domestic violence.

If this judgment imposes a fine or a restitution, it is a condition of probation that the Defendant pay in accordance with the Schedule of Payments ordered. Defendant must comply with the standard conditions that have been adopted by this court as well as with any additional conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

- (1) The Defendant shall not leave the judicial district without the permission of the court or probation officer;
- (2) The Defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- (3) The Defendant shall answer truthfully all inquiries by the probation office and follow the instructions of the probation officer;
- (4) The Defendant shall support his or her dependents and meet other family responsibilities;
- (5) The Defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons;
- (6) The Defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- (7) The Defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or administer any controlled substance or any paraphernalia related to any controlled substances, except as prescribed by a physician;
- (8) The Defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- (9) The Defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer;
- (10) The Defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer;
- (11) The Defendant shall notify the probation officer with seventy-two hours of being arrested or questioned by a law enforcement officer;
- (12) The Defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court;
- (13) As directed by the probation officer, the Defendant shall notify third parties of risks that may be occasioned by the Defendant's criminal record or personal history or characteristics and shall permit the probation officer to make such notifications and to confirm the Defendant's compliance with such notification required.